HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, C.J.

WRIT PETITION NO.259 OF 2006

PETITIONER

Smt. Marry Maksima Tirkey
W/o Late Shri B.S. Tirkey,
Aged around 43 years,
Occupation – House Wife
Residing at : Behind Marbal House,
Radhika Nagar, Supela, BHILAI – 490001
Tehsil and District : Durg (C.G.)

versus

RESPONDENTS

1. State of Chhattisgarh,
Through : The Secretary,
Ministry of Home,
Government of Chhattisgarh,
D.K.S. Bhawan,
Raipur (C.G.)
2. The Director General of Police,
Police Head Quarters
Chhattisgarh Police,
Raipur (C.G.)
3. The Inspector General of Police,
Sarguja Range,
Sarguja – (C.G.)
4. The Superintendent of Police,
Balrampur District,
Balrampur (C.G.)

Present : Mr. Uttam Pandey, learned counsel for the petitioner.
Mr. Yashwant Singh, learned G.A., for the State.

ORAL ORDER
(Passed on 18th January, 2006)

The petitioner's husband while serving as Police Sub Inspector in Surguja was killed in an encounter with the Naxalites on 08/01/2005. In para 5.7 of the writ petition, it is stated that the Government of Chhattisgarh has declared that if the Police Personnels posted in Naxalite areas die in encounters, their families shall be paid

extraordinary pension and sum of Rupees Ten lakhs, as widely published in newspaper on 22/10/2005. The petitioner has alleged that despite she making several representation to the second respondent who is the head of the police force in the State of Chhattisgarh, no benefits are extended to her nor any response was received from the second respondent. Under the circumstance, the petitioner has filed this writ petition seeking a direction to respondents 3 and 4 to consider her representation dated 27/09/2005 marked as Annexure-P/3 regarding payment of insurance amount of her late husband.

(2) Having heard learned counsel for the parties, I dispose of the writ petition directing respondents 2 and 3 to consider and dispose of the representation of the petitioner dated 27/09/2005 marked as Annexure-P/3 within a period of two months from the date of receipt of a copy of this order. No costs.

Sd/-
The Chief Justice

Brajesh